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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES

Appl. No. :

10/519,073

Confirmation No. 7337

Applicant :

Atsushi FUKUI et al.

Filed

December 23, 2004

TC/A.U.

1795

Examiner

Cynthia K. Lee

Dkt. No.

MAM-056

Cust. No. :

20374

I hereby certify that this paper is being facsimile transmitted on May 28, 2008, to the United States Patent and Trademark Office to facsimile number (571)273-8300.

onald J. Kubovcik

NOTICE OF APPEAL

To: Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

May 28, 2008

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated January 28, 2008, of the Primary Examiner finally rejecting claims 2-8, 13-15 and 20-22.

The items checked below are appropriate:

A petition for an extension of time to extend the period XX to respond to the final rejection to May 28, 2008, was

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05/29/2008 HMRRZII 00000036 10519073

U.S. Patent Appln. S.N. 10/519,073 NOTICE OF APPEAL Atty. Case No. MAM-056 PATENT

filed on May 28, 2008.

- 2. xx A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- 3. XX Fee \$ 510.00 or __ Small Entity \$255.00

XX Enclosed (as part of PTO-2038 for \$850.00)

Not required (fee paid in prior appeal)

In the event this paper is not considered to be timely filed, applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 111833, along with any other additional fees which may be required with respect to this paper.

Ronald J. Kubovcik Reg. No. 25,401

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